IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 10TH SEPTEMBER 2007 / 19TH BHADRA 1929

Bail Appl..No. 5376 of 2007()

CMP.2293/2007 of J.M.F.C.-II,TRIVANDRUM
CRIME NO.472/2006 OF FORT POLICE STATION

.....

PETITIONER/4TH ACCUSED

RENJITH, AGED 22, S/O.GOPALAN,
SREERANJINI, VELIYASALA, KOCHUTHERUVU,
THYCAUD VILLAGE, THIRUVANANTHAPURAM.

BY ADV. SRI.R.T.PRADEEP

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.5376 of 2007

Dated this the 10th day of September 2007

O R D E R

Application for regular bail. The petitioner is the fourth accused. He faces allegations inter alia under Sections 302 and 307 I.P.C. The alleged incident took place on 19/10/2006. The petitioner's arrest was recorded on 10/07/2007. He continues in custody from that date.

2. The earlier application for regular bail filed by the petitioner was dismissed by order dated 10/8/2007 with the observation that the petitioner shall be at liberty to move this court for bail again at later stages not prior to 24/8/2007. Accordingly this application has been filed on 24/8/2007. I have already adverted to facts in detail in the earlier order dated 10/8/2007. This order is to be read in continuation of that order. I am not hence adverting to facts in detail. The learned Public Prosecutor opposes the application. The learned Public Prosecutor submits that the petitioner has a history of criminal antecedents. The petitioner was arrested only on 10/7/2007.

Investigation is not complete. It is too early to consider the prayer for release of the petitioner on bail favourably now. The investigating officer in a crime like this may be granted some further time to complete the investigation.

3. I find merit in the opposition by the learned Public Prosecutor. I am not persuaded to agree that the petitioner deserves to be enlarged on bail at this stage. The investigators, I am satisfied, may be given some further time to complete the investigation.

4. In the result, this petition is dismissed. However, I may hasten to observe that the petitioner shall be at liberty to move this court for bail again at later stages of the investigation not, at any rate, prior to 24/09/2007. The investigating officer shall, in the meantime, make every endeavour to complete the investigation.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007